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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/084,638	02/27/2002	Michael Babich	21511/92177	3698
23644	7590 09/11/2007		EXAMINER	
BARNES & ' P.O. BOX 278	THORNBURG LLP			
	L 60690-2786		ART UNIT	PAPER NUMBER
·				

DATE MAILED: 09/11/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

·	Application No.	Applicant(s)				
Notification of Non-Compliant Appeal Brief	10/084,638	BABICH, MICHAEL				
(37 CFR 41.37)	Examiner	Art Unit .				
	Nora M. Rooney	1644				
The MAILING DATE of this communication app	pears on the cover sheet with the	correspondence ad	dress			
The Appeal Brief filed on <u>08 December 2006</u> is defective 41.37.	e for failure to comply with one o	or more provisions	of 37 CFR			
To avoid dismissal of the appeal, applicant must file and 1205.03) within ONE MONTH or THIRTY DAYS from the EXTENSIONS OF THIS TIME PERIOD MAY BE GRAIN	he mailing date of this Notificatio	ate correction (see n, whichever is lor	MPEP ger.			
The brief does not contain the items required u heading or in the proper order.	and the proper					
2. The brief does not contain a statement of the scanceled), or does not identify the appealed cla	The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).					
3. At least one amendment has been filed subseq statement of the status of each such amendment	At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).					
claims involved in the appeal, referring to the s by reference characters; and/or (b) the brief fail appeal and for each dependent claim argued so 35 U.S.C. 112, sixth paragraph, and/or (2) set f as corresponding to each claimed function with	(a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).					
5. The brief does not contain a concise statement 41.37(c)(1)(vi))	of each ground of rejection pres	ented for review (3	37 CFR			
6. The brief does not present an argument under a 41.37(c)(1)(vii)).	separate heading for each groun	d of rejection on a	opeal (37 CFR			
7. The brief does not contain a correct copy of the 41.37(c)(1)(viii)).	e appealed claims as an appendi	x thereto (37 CFR				
8. The brief does not contain copies of the eviden other evidence entered by the examiner and restatement setting forth where in the record that thereto (37 CFR 41.37(c)(1)(ix)).	lied upon by appellant in the a	ppeal, along with	a			
9. The brief does not contain copies of the decision identified in the Related Appeals and Interferent 41.37(c)(1)(x)).	The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).					
10.⊠ Other (including any explanation in support of t	he above items):					
Claim 17 of the Claims Appendices filed on 08/22/20 pending claims. Specifically, the steps are listed as	007 and 12/28/2006 does not corres (d), (e) and (f), but should be (a), (b)	oond with the last se and (c). Correction	t of is required			

MAHER M. HADDAD
PRIMARY EXAMINER